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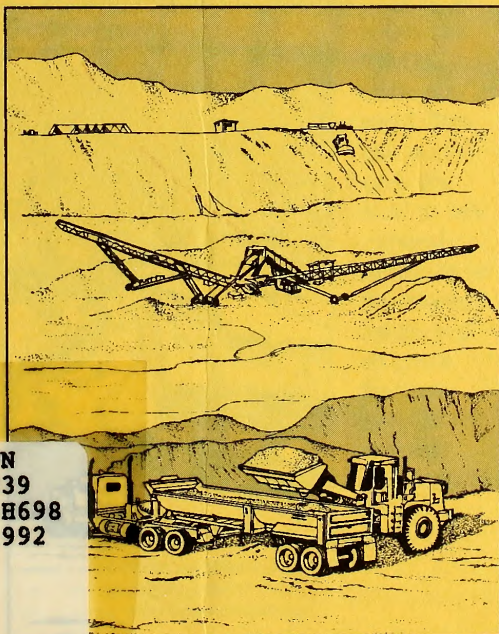


Bureau of Land
Management

How to Obtain

Sand, Gravel and other Mineral Materials

from BLM Administered Federal Lands



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3800 U.S. Bureau of Land
Box1 HOW TO OBTAIN
#2 SAND, GRAVEL AND
OTHER MINERAL
92000183MATERIALS

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Introduction

The Department of the Interior's Bureau of Land Management (BLM) is a multiple-use land management agency responsible for administering 270 million acres of public land located primarily in the Western United States, including Alaska. The BLM manages many resource programs such as minerals, forestry, wilderness, recreation, fish and wildlife, wild horses and burros, archaeology, and rangeland.

This brochure provides general information on the mineral materials program. Mineral materials include common varieties of sand, stone, gravel, pumice, pumicite, clay, rock, and petrified wood. The major Federal law governing mineral materials is the Materials Act of 1947 (July 31, 1947), as

amended (30 U.S. Code 601 et seq.). This law authorizes the BLM to sell mineral materials at fair market value and to grant free use permits for mineral materials to



Concrete and asphalt aggregate (crushed stone) used for airport runways, highways, bridges, and high-rise buildings

Government agencies. It also allows the BLM to issue free use permits for a limited amount of material to nonprofit organizations.

Importance to Our Society

Mineral materials are some of our most basic natural resources. These materials are used in everyday construction, agriculture, and decorative applications (see Figure 1). The United States uses about two billion tons of crushed stone, dimension stone, and sand and gravel annually. Our highways, bridges, power plants, dams, high-rise buildings, railroad beds and airport runways, along with their foundations and sidewalks, all use mineral materials of one type or another.

Separating naturally occurring mineral materials from the earth is neither easy nor inexpensive. The sheer weight of materials like stone makes their transportation costs high. Therefore, adequate local supplies of these basic resources are vital to the economic life of every community. It is the BLM's policy to make these materials available to the public and local governmental agencies whenever possible and wherever it is environmentally acceptable.

The BLM issues about 2,000 permits and sales contracts annually, with a total value exceeding \$5 million. In the Western States, 76 percent of the money derived from BLM sales is deposited in the Reclamation (trust) Fund, 20 percent goes to the General (Federal) Treasury, and 4 percent goes to

the State in which the sales were made. In Alaska, 4 percent goes to the State and 96 percent goes to the General Treasury.

Examples of Mineral Materials and their Uses

Figure 1

Mineral Materials	Uses
Sand, gravel, weathered granite, crushed rocks, boulders, dimension stone, lightweight aggregate, clay, riprap	Used as fill and for construction of highways and roads, streets, urban and suburban developments, canals, aqueducts, pond linings, etc.
Pumice, lava and other volcanic stone, pebbles, cobbles, boulders, colored stone, moss rock, picture rock, baked shale, marble, cut stone, etc.	Used for decoration and landscaping in flower and rock gardens, yards, veneers on walls and fireplaces, memorials, etc.
Peat, humates, sand.	Used in agriculture as soil conditioners.
Gypsum, clay, limestone, etc.	Used in industry for foundry work, as binders, sealants, chemical processes, filtration, etc.

NOTE: The BLM does not sell soil that is essential for growth of vegetation.

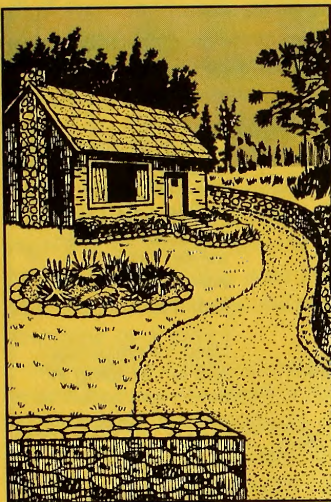
Sampling and Exploration

Mineral materials can usually be found on or near the surface of the public lands. However, when mineral materials are covered by soil and vegetation, it may be necessary to perform drilling or trenching to determine the quality and quantity

of the deposit. These activities must be authorized in writing (letter of authorization) by the BLM.

Bonding and reclamation requirements may be imposed on sampling and testing activities.

The find-



Home exterior with gravel driveway, brick (clay) exterior, roofing granules, stone wall, and rock garden.

ings of sampling and testing activities must be submitted to the BLM. If the findings contain confidential or privileged information, this information must be identified by the permittee so that it may be excluded from public inspection under the Freedom of Information Act.

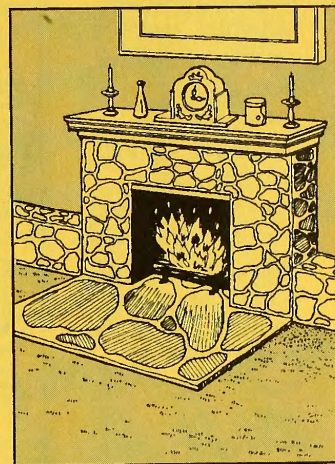
Application

There is no specific application form for requesting removal of mineral materials from public lands. Persons interested in buying mineral materials should contact the local BLM District or Resource Area office closest to the area of need or closest to the public land where the desired material is found. Many people request only a few

tons or cubic yards.

Others, such as construction contractors or nurseries, may request thousands of tons or cubic yards. Regulations governing contracts and permits for mineral materials

are contained in Title 43 Code of Federal Regulations, Subparts 3610 and 3620, respectively.



Home interior with stone fireplace and slate slab floor.

Contracts

For sales of less than \$1,000 fair market value, a small sales contract can be obtained. When small sales are made from a community pit or common use area, contracts can be obtained "over-the-counter" from the BLM, usually on the same day. Generally, community pits and common use areas are close to communities and are easily accessible for the convenience of the public. They are established by the BLM to reduce the amount of surface disturbance in areas known to have a large public demand for mineral materials. No one contractor has exclusive rights to the mineral materials in a community pit or common use area. Common use areas usually cover a larger area than a community pit. Also, the designation of a common use area does not establish a superior right to

the use of the land against other claims or uses, as occurs with the designation of a community pit.

Larger sales contracts, for areas outside of community pits, will take longer to process. This is because the BLM must

assess the environmental impacts of the proposal, including public involvement where appropriate. The BLM must also determine whether or not there is competitive interest for the mineral material being sought. If so, a competitive sale will be held and the interested parties will be required to submit sealed bids, sometimes followed by oral bids. If there is no competitive interest, then a noncompetitive (negotiated) sale may be made.

The upper limit on the amount of material that may be extracted in a single noncompetitive (negotiated)

sale is 100,000 cubic yards (or weight equivalent). Also, individual permittees are limited to a total of 200,000 cubic yards (or weight equivalent) in any one State during any period of 12 consecutive months.



Community pit with mining equipment.

Noncompetitive contracts can be no longer than 5 years in duration, although extensions may be allowed under certain circumstances.

There is no volume or weight limit for competitive sales. The duration of a competitive sales contract can be no longer than 10 years, although extensions may be allowed under certain circumstances.

Free Use Permits

Free use permits may be granted to governmental agencies, and nonprofit organizations and corporations. The permittee is not allowed to barter or sell the mineral materials acquired under the permit.



Concrete and crushed stone used for dams and power plants; crushed stone used for railroad ballast.

Federal, State, and local governmental agencies may be granted free use permits for mineral materials, if they can show that a public need exists for the material. There is no limitation on the number of

permits that can be issued to any one governmental agency. Also, there is no volume, weight, or value limitation. The duration of a free use permit to a governmental agency is no longer than 10 years, with a possible one year extension.

Nonprofit organizations and corporations, such as churches, scouting organizations, and rifle clubs, may be authorized to remove up to 5,000 cubic yards (or weight equivalent). The removal must be made in a period of 12 consecu-

tive months. The duration of a free use permit to a nonprofit organization is no longer than one year, with a possible one year extension.

Limited quantities of petrified wood may be collected without charge for noncom-



Reclaimed gravel pit with park along lake; asphalt and crushed stone used for bicycle path along shoreline; stone used for a drinking fountain; stone (rip rap) used for protecting the shoreline from erosion.

mercial (hobby collecting) purposes. Petrified wood collected for commercial purposes must be bought from the BLM under a sales contract. The maximum quantity of petrified wood that any one person is allowed to remove without charge in one day is 25 pounds plus one piece. The maxi-

mum quantity any one person is allowed to remove without charge in one calendar year is 250 pounds. Free use permits may be issued for collecting individual specimens of petrified wood weighing over 250 pounds. However, the applicant must certify that the specimen will be displayed to the public in a museum or similar institution.

Environmental and Reclamation Considerations

Before issuing contracts or free use permits, the BLM must conduct appropriate environmental assessments. These include special studies or inventories of cultural values, threatened or endangered plant and wildlife species, or other resources. Stipulations or conditions may be included in the terms of the contract to assure protection of the environment and reclamation of the land.

Reclamation is a requirement following any surface disturbing activity. Reclamation of disturbed sites is important to be sure that the land can later be used productively for other purposes. Reclamation includes removing all surface debris, recontouring, reducing steep slopes, and planting vegetation. All reclamation proposals must conform to State agency requirements and must be approved by the BLM.

Terms of Contracts and Free Use Permits

The terms of sale contracts and free use permits are specific and in writing. The terms include location of the land, value of the material per cubic yard or ton, a payment schedule, bonding requirements, duration of the permit or contract, measures to protect the environment, and reclamation standards.

Unauthorized Removal

Persons who remove mineral materials from public lands without a permit or contract are considered unauthorized users and in trespass. These users will be held liable for damages. In addition, such users may be fined up to \$1,000 and sentenced to one year in jail. This does not apply to hobby collection of stone or petrified wood where reasonable amounts of this material are taken without a permit for personal or nonprofit use.

**U.S DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
STATE OFFICES**

ALASKA:

222 W. 7th Avenue, #13
Anchorage, AK
99513-7599
(907) 271-5960

ARIZONA:

3707 N. 7th Street
P.O. Box 16563
Phoenix, AZ 85011
(602) 640-5547

CALIFORNIA:

2800 Cottage Way,
E-2841
Sacramento, CA 95825
(916) 978-4754

COLORADO:

2850 Youngfield Street
Lakewood, CO
80215-7076
(303) 239-3600

IDAHO:

3380 Americana Terrace
Boise, ID 83706
(208) 384-3000

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DAKOTA, AND
SOUTH DAKOTA:**

222 North 32nd Street
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(406) 255-2885

NEVADA:

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P.O. Box 12000
Reno, NV 89520-0006
(702) 785-6500

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OKLAHOMA, TEXAS,
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Santa Fe, NM
87502-7115
(505) 438-7400

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WASHINGTON:

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Portland, OR
97243-2965
(503) 280-7001

UTAH

324 South State Street,
Suite 301
Salt Lake City, UT
84111-2303
(801) 539-4001

**WYOMING AND
NEBRASKA:**

2515 Warren Avenue
P.O. Box 1828
Cheyenne, WY 82003
(307) 775-6256

**STATES EAST OF THE
MISSISSIPPI RIVER,
PLUS IOWA,
MINNESOTA,
MISSOURI,
ARKANSAS,
LOUISIANA, AND
WISCONSIN:**

350 South Pickett Street
Alexandria, VA 22304
(703) 461-1369

**HEADQUARTERS
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